

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

RONALD AND DEBORAH KEAL,
Plaintiffs,
v.
STATE OF WASHINGTON, *et al.*,
Defendants.

Case No. C05-5737RJB

ORDER ADOPTING THE REPORT AND RECOMMENDATION AND DENYING DEFENDANT ELLIS'S MOTION TO DISMISS.

The Court, having reviewed the file, the Report and Recommendation of Magistrate Judge J. Kelley Arnold, objections to the Report and Recommendation, if any, and the remaining record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation;
 - (2) Defendant Ellis's motion to dismiss is **DENIED**.
 - (3) Clerk is directed to send copies of this Order to plaintiffs, counsel for any defendants who have appeared, and to the Hon. J. Kelley Arnold.

DATED this 2nd day of August, 2006.

Robert J. Bryan
Robert J. Bryan
United States District Judge

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